

STATE OF INDIANA]
] SS:
COUNTY OF HOWARD]

IN THE HOWARD SUPERIOR COURT
ROOM 3
CAUSE No. 34D03-9506-CP-0133

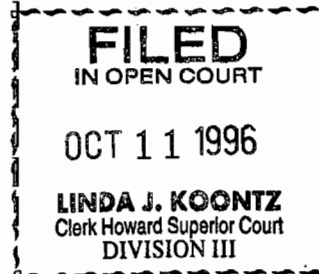
STATE OF INDIANA,

Plaintiff,

v.

TROY A. PEARSON, doing business as
The Photo Barn,

Defendant.



DEFAULT JUDGMENT

Plaintiff, State of Indiana, by Attorney General Pamela Carter and Deputy Attorney General Michael A. Beason, has filed its Verified Motion for Default Judgment against Defendant Troy A. Pearson, for an injunction, restitution, costs and civil penalties for violation of and pursuant to Ind. Code 24-5-0.5-1 *et seq.*

The Court, having considered said Motion and being duly advised in the premises, now finds that this Court has jurisdiction over the parties and the subject matter, that Defendant has been properly served, that Defendant has failed to appear, that Defendant has not filed a responsive pleading to Plaintiff's Verified Complaint for Injunction, that Defendant is not in military service, nor is he an infant, incompetent, or under legal disability and, accordingly, that Plaintiff's Verified Motion for Default Judgment should be granted.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED, pursuant to Ind. Code 24-5-0.5-4(c), that Troy A. Pearson, is permanently ENJOINED from making any representations which might constitute a violation of Ind. Code 24-5-0.5-1 *et seq.* Specifically, Defendant shall be permanently enjoined from representing that the Defendant can provide the subject of a

consumer transaction within a specified time frame when the Defendant knows or reasonably should know that Defendant cannot, and must, in all other respects, comply with all provisions of the Indiana Deceptive Consumer Sales Act.

Further, judgment is entered against Troy A. Pearson, pursuant to Ind. Code 24-5-0.5-4(c)(2), for restitution in the amount of all consideration paid to the Defendant by the following consumers, in the amounts listed:

✓ a.	Teresa Williams	\$ 150.00
✓ b.	Michael A. Miller	\$ 75.00
✓ c.	Nancy J. Waldon	\$ 150.00
✓ d.	Pam Lindley	\$ 10.00
e.	Jeannine Vonderahe	\$ 10.00
f.	Cindy Davis	\$ 10.00
g.	Mary Jane Hillis	\$ 10.00
h.	Sally Marner Wallace	\$ 10.00
i.	Joe Orr	\$ 10.00
j.	Janet Philips	\$ 10.00
k.	Bob Schroeder	\$ 10.00
✓ l.	Donna Harmon	\$ 10.00
✓ m.	Keith Rogers	\$ 10.00
n.	Mike Varnau	\$ 10.00
o.	Cris Randall	\$ 10.00
p.	Mark Crites	\$ 10.00
q.	David Kelly	\$ 10.00
r.	Larry Beach	\$ 10.00
s.	David Stewart	\$ 10.00
t.	Ed Reinke	\$ 10.00
u.	Dianna Osborne	\$ 10.00
v.	Debra Sipes	\$ 10.00
w.	Lana Schneider	\$ 10.00
x.	Denise Johnson	\$ 10.00
y.	Larry Smith	\$ 10.00
z.	Marta Ward	\$ 10.00
aa.	Gwen Webb	\$ 10.00
bb.	Janice Stunkard	\$ 10.00
cc.	Donna Mitchell-Wood	\$ 10.00
dd.	Mary Felts	\$ 10.00
ee.	Marylou Pumroy	\$ 10.00
ff.	Linda Montgomery	\$ 10.00
gg.	Monty Maggart	\$ 10.00

hh.	Bill Lovelace	\$ 10.00
ii.	Patricia Hummel	\$ 10.00
jj.	Max Hensley	\$ 10.00
kk.	David Niederhaus	\$ 10.00
ll.	Teresa Van Oordt	\$ 10.00
mm.	Gail Rinehart Flack	\$ 10.00
nn.	Cheryl Brunger	\$ 10.00
oo.	Mike Sutherland	\$ 10.00
✓pp.	Tosha R. Rogers	\$ 163.00
✓qq.	Pamela A. Roe	\$1100.00
✓rr.	Debora K. Humphries	\$ 250.00
✓ss.	Robert M. Graham, Jr.	\$ 135.00
✓tt.	Diana Coomer	\$ 202.50
✓uu.	Deborah D. Rawls	\$ 230.00
✓vv.	Vada Shirbroun	\$1136.50
✓ww.	Linda S. Saul	\$ 172.00,

totalling \$4,144.00.

Further, judgment is entered against Troy A. Pearson, pursuant to Ind. Code 24-5-0.5-8, for a civil penalty of \$500.00.

Further, judgment is entered against Troy A. Pearson, pursuant to Ind. Code 24-5-0.5-4(g), for a civil penalty of \$500.00.

Further, judgment is entered against Troy A. Pearson, for \$1,000.00 in costs of investigation and prosecution of this cause by the Office of Attorney General.

Therefore, JUDGMENT in the amount of \$6,144.00 is ORDERED, ADJUDGED AND DECREED this 11 day of Oct, 1996.

Date: _____



Judge, Howard Superior Court

Distribution to:

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